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PATENT  
ATTORNEY DOCKET NO.: 052625-5001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Alan BENSKY *et al.*

Serial No.: 09/759,601

Filed: January 16, 2001

For: ACCURATE DISTANCE MEASUREMENT  
USING RF TECHNIQUES

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)  
)  
)  
)

Examiner: T. Lau

Group Art Unit: 2863

Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**  
**TRANSMITTAL FORM**

1. Transmitted herewith is a Response to Election/Restriction Requirement in response to the Office Action dated October 2, 2002 (Paper No. 11).
2. Additional papers enclosed:

- Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent
- Request for Approval of Drawing Change
- Submission of Formal Drawings
- Information Disclosure Statement
- Form PTO-1449, \_\_\_\_\_ references included
- Citations
- Declaration of Biological Deposit
- Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 920.00	\$ 460.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00

Extension of time fee due with this request: \$ 55.00.

If an additional extension of time is required, please consider this a Petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).



PATENT  
Attorney Docket No.: 052625-5001

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Groups  
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For: ACCURATE DISTANCE MEASUREMENT )  
USING RF TECHNIQUES )

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Sir:

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**

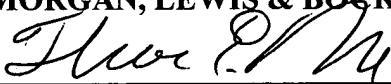
In a Restriction Requirement dated October 2, 2002, the period for reply to which has been extended to December 2, 2002, by a petition for a one month extension of time filed concurrently herewith, Applicants elect Group I (claims 1-10, 11-20, 31-40, 41-50, 61-70, 71-80, 91-95, 96-100 and 101-105).

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By:

  
Thomas E. Nelson  
Registration No. 42,030

Dated: November 27, 2002

**CUSTOMER NO. 009629**

**MORGAN, LEWIS & BOCKIUS LLP**  
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202-739-3000

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